

E-mailing

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT
for the
Northern District of California

MMC

CENTER FOR BIOLOGICAL DIVERSITY,
Plaintiff

CV 08
Civil Action No.

2999

MICHAEL CHERTOFF, in his official capacity as
Secretary of the U.S. Department of Homeland
Security, REAR ADMIRAL CRAIG E. BONE, in his
official capacity as Commander of U.S. Coast Guard
District Eleven, and UNITED STATES COAST GUARD,
Defendant

Summons in a Civil Action

MICHAEL CHERTOFF, Secretary of the U.S. Department of Homeland Security, REAR ADMIRAL CRAIG E.
To: BONE, Commander, U.S. Coast Guard District Eleven, and UNITED STATES COAST GUARD
(Defendant's name)

A lawsuit has been filed against you.

Within 60 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Deborah A. Sivas
Leah J. Russin
ENVIRONMENTAL LAW CLINIC
Mills Legal Clinic at Stanford Law School
Crown Quadrangle
559 Nathan Abbott Way
Stanford, California 94305-8610

Andrea A. Treece
CENTER FOR BIOLOGICAL DIVERSITY
351 California Street, Suite 600
San Francisco, California 94104-2404

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUN 18 2008

Date: _____

Richard W. Wierking

Name of clerk of court

Helen L. Almacen

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

Proof of Service

I declare under penalty of perjury that I served the summons and complaint in this case on 06/18/2008,
by:

(1) personally delivering a copy of each to the individual at this place, see attached cert. of service; or


(2) leaving a copy of each at the individual's dwelling or usual place of abode with _____
who resides there and is of suitable age and discretion; or

(3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is
_____; or

(4) returning the summons unexecuted to the court clerk on _____.

My fees are \$ 0.00 for travel and \$ 0.00 for services, for a total of \$ 0.00.

Date: 07/02/2008



Server's signature

Andrea A. Treece, Staff Attorney

Printed name and title

Center for Biological Diversity
351 California Street, Suite 600
San Francisco, CA 94104

Server's address

Deborah A. Sivas (Calif. Bar No. 135446)
 Leah J. Russin (Calif. Bar No. 225336)
 Carolyn Bills (Certified Law Student)
 Edmund J. Gorman, Jr. (Certified Law Student)
 ENVIRONMENTAL LAW CLINIC
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 559 Nathan Abbott Way
 Stanford, California 94305
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Andrea A. Treece (Calif. Bar No. 237639)
 CENTER FOR BIOLOGICAL DIVERSITY
 351 California Street, Suite 600
 San Francisco, California, 94104
 Telephone: (415) 436-9682
 Facsimile: (415) 436-9683
 atreece@biologicaldiversity.org

Attorneys for Plaintiff Center for Biological Diversity

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

CENTER FOR BIOLOGICAL DIVERSITY,

Plaintiff,

v.

MICHAEL CHERTOFF, in his official capacity as
 Secretary of the U.S. Department of Homeland
 Security, REAR ADMIRAL CRAIG E. BONE, in his
 official capacity as Commander of U.S. Coast Guard
 District Eleven, and UNITED STATES COAST
 GUARD,

Defendants.

Case No. 08-cv-2999 MMC

CERTIFICATE OF SERVICE

I hereby certify that, on June 18, 2008, I caused the following documents:

1. COMPLAINT

2. SUMMONS

3. CERTIFICATE REQUIRED BY L.R. 3-16

4. ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR
DEADLINES

5. ORDER REQUIRING JOINT CASE MANAGEMENT STATEMENT

6. STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF
CALIFORNIA

7. NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE

8. ELECTRONIC CASE FILING REGISTRATION INFORMATION

9. U.S. DISTRICT COURT, SAN FRANCISCO FILING GUIDELINES

to be served pursuant to Federal Rule of Civil Procedure 4 by mailing a true copy of each
document enclosed in a sealed envelope and sent via United States certified mail with return
receipt requested on the following:

Michael Chertoff
Secretary of Homeland Security
Department of Homeland Security
245 Murray Lane, SW
Washington, DC 20528

Michael B Mukasey
U.S. Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

Admiral Thad W. Allen
Commandant, U.S. Coast Guard
2100 Second Street, SW
Washington, DC 20593

Scott N. Schools
United States Attorney
450 Golden Gate Avenue
Box 36055
San Francisco, CA 94102.

Rear Admiral Craig E. Bone
Commander, District Eleven
U.S. Coast Guard
Building 42, Coast Guard Island
Alameda, CA 94501

Attached to this Certificate is a copy of the summons (Ex. A).

1 I certify under penalty of perjury that the foregoing is true and correct.

2 Executed on July 2, 2008.

3 /s/ Andrea A. Treece

4 Andrea A. Treece

5 Attorney for Plaintiffs